

Courtroom Minute Entry

Room: Beckley
Caption: In Re: Noah Farley

Case Nos.: 5:22-mc-185 & 5:21-po-18
Judge: Omar Aboulhosn

Type: Show Cause

Started: 10/4/2022 10:07:50 AM

Ends: 10/4/2022 10:48:36 AM

Length: 00:40:47

10:08:06 AM Judge Omar Aboulhosn

10:08:08 AM Courtroom Deputy Tammy Davis

10:08:09 AM AUSA Andrew D. Isabell

10:08:10 AM E. Ward Morgan, CJA Panel Attorney

10:08:13 AM Defendant Noah Farley via TEAMS Video

10:08:15 AM Court Reporter: CourtSmart

10:08:19 AM **GRAND JURY SHOW CAUSE HEARING 5:22-mc-185**

10:08:45 AM Judge Omar Aboulhosn

10:08:51 AM Calls case.

10:08:58 AM Discusses case number 5:22-mc-185

10:09:14 AM Mr. Farley appears via video.

10:09:25 AM The Court also has Ward Morgan here, an attorney on the CJA Panel Attorney.

10:09:39 AM Mr. Farley, you also have an outstanding bench warrant against you.

10:10:08 AM I am trying to take care of everything.

10:10:18 AM I will appoint Mr. Morgan to represent you.

10:10:22 AM I also have Andy Isabell, Assistant United States Attorney, present.

10:10:40 AM Discusses the Rule to Show Cause.

10:11:17 AM Places the defendant under oath.

10:11:47 AM You are Noah Farley, correct?

10:11:58 AM Defendant Noah Farley

10:11:59 AM Yes, that is correct.

10:12:05 AM States personal information.

10:12:39 AM Judge Omar Aboulhosn

10:12:40 AM In the citation matter, there is a different address.

10:12:54 AM Defendant Noah Farley

10:12:56 AM Addresses the Court that he did not know there was a petty offense bench warrant.

10:13:18 AM Judge Omar Aboulhosn

10:13:21 AM Discusses missed dates of jury duty.

10:14:44 AM Defendant Noah Farley

10:14:45 AM Addresses the Court as to why he did not respond.

10:14:54 AM Judge Omar Aboulhosn

10:14:56 AM You cannot just not show up, Mr. Farley.

10:15:55 AM I believe there was correspondence with you from the Clerk's Office on how to take care of this.

10:16:51 AM Let me pull that up.

10:18:00 AM Defendant Noah Farley

10:18:03 AM Addresses the Court he was already in Colorado.

10:18:15 AM Judge Omar Aboulhosn

10:18:16 AM How long are you going to be out in Colorado?

10:18:24 AM Defendant Noah Farley

10:18:26 AM Addresses the Court that he hopes to be back home in November.

10:19:01 AM Judge Omar Aboulhosn

10:19:40 AM The Court has no problem in excusing you from the child abuse cases.

10:19:54 AM The fact still stands that you missed at least 8 hearings – well 7 since one was due to COVID.

10:20:29 AM I will set this aside for just a second and go on the petty offense matter.

10:20:46 AM **PETTY OFFENSE VIOLATION & OUTSTANDING BENCH WARRANT – 5:21-po-18**

10:20:47 AM Defendant Noah Farley

10:20:49 AM States social security number.

10:20:55 AM Judge Omar Aboulhosn

10:20:57 AM Discusses citation number 09860654

10:21:21 AM Defendant Noah Farley

10:21:24 AM Addresses the Court.

10:21:30 AM Judge Omar Aboulhosn
10:21:34 AM Reads citation to the defendant.
10:22:08 AM Does that sound familiar?
10:22:16 AM Defendant Noah Farley
10:22:18 AM Yes sir.
10:22:19 AM Judge Omar Aboulhosn
10:22:21 AM I will step off the bench and see if you can discuss a resolution with your attorney and the government.
10:22:35 AM There is an active bench warrant against you that we need to deal with.
10:24:21 AM Recording Paused
10:32:18 AM Recording Resumed
10:32:29 AM We are back on the record.
10:32:34 AM Mr. Morgan, what is the status?
10:32:39 AM CJA Panel Attorney E. Ward Morgan
10:32:43 AM Discusses proposed agreement with the government regarding the petty offense violation.
10:33:07 AM Judge Omar Aboulhosn
10:33:09 AM Did you discuss the No Show Cause?
10:33:19 AM CJA Panel Attorney E. Ward Morgan
10:33:21 AM We did. Discusses the proposed agreement with a minimal fine, your honor.
10:34:09 AM Judge Omar Aboulhosn
10:34:11 AM Let me deal with the petty offense matter first.
10:34:17 AM Mr. Farley, you are still under oath.
10:34:38 AM I know you don't have a copy of the citation but I read that citation to you a moment ago, correct?
10:35:08 AM Defendant Noah Farley
10:35:10 AM Yes sir.
10:35:12 AM Judge Omar Aboulhosn
10:35:16 AM Advises the defendant of charge(s) and penalties.
10:36:19 AM Advises the defendant of right to trial and 30 days to prepare. and advised the defendant of
10:36:21 AM constitutional rights and other rights.
10:38:37 AM As we discussed, I previously read the probable cause statement to you.
10:38:49 AM Defendant Noah Farley
10:39:00 AM Defendant pleads GUILTY to Violation No. 09860654
10:39:02 AM **COURT'S FINDING**
10:39:13 AM The Court ACCEPTS the Guilty Plea of the defendant.
10:39:19 AM AUSA Andrew D. Isabell
10:39:22 AM Addresses the Court as to what the state code says about this violation and fine amount.
10:39:46 AM CJA Panel Attorney E. Ward Morgan
10:39:49 AM Mr. Farley is agreeable with that, your honor.
10:39:56 AM Judge Omar Aboulhosn
10:39:58 AM Do you wish to say anything before I impose sentence, Mr. Farley?
10:40:03 AM Tell me a little bit about your job.
10:40:19 AM Defendant Noah Farley
10:40:22 AM Addresses the Court.
10:41:40 AM Judge Omar Aboulhosn
10:41:42 AM Let me do a combination of things here.
10:41:59 AM **On the citation matter for Driving Suspended – Fine in the amount of \$100 plus court costs of \$40 = \$140**
10:42:16 AM **On the Failure to Appear for Summons – Fine of \$50 for each missed hearing that is 7 x \$50 = \$350**
10:42:25 AM Total of \$490 for both matters.
10:43:02 AM What is your email address?
10:43:08 AM Defendant Noah Farley
10:43:11 AM Addresses the Court.
10:43:16 AM Judge Omar Aboulhosn
10:43:19 AM Discusses how to pay the fines should be paid.
10:43:32 AM Citation paid via email with instructions that will be emailed to you.
10:43:37 AM No Show Cause fine by phone with the Clerk's Office.
10:43:48 AM We will put in the email how to pay.
10:43:54 AM How much time do you need to pay this?
10:44:07 AM Defendant Noah Farley
10:44:09 AM I will pay the \$140 when I get paid.
10:44:22 AM I will pay \$100 a week for the Failure to Show.
10:44:30 AM Judge Omar Aboulhosn
10:44:35 AM By the end of November you will have it paid?
10:44:44 AM \$140 by end of October

10:44:49 AM \$350 for failure to appear for Grand Jury by the end of November.
10:45:17 AM I will excuse you from next week's Grand Jury and November's Grand Jury.
10:45:39 AM I expect you in December, January and February unless that is extended by the Court.
10:46:05 AM If there are any cases where there are child sex cases are involved, you will be excused from those.
10:46:31 AM States appeal rights.
10:47:08 AM I had fully intended of having you arrested. I am glad that worked out. These matters are serious.
10:47:24 AM This matter is now behind you.
Hearing adjourned.